



PATENT
ATTORNEY DOCKET NO. SHIM1130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

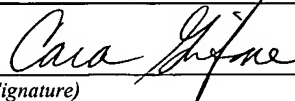
Applicants: Toshio Miyata Art Unit: 1616
Application No.: 10/089,789 Examiner: James Henry Alstrum Acevedo
Filed: August 19, 2002 Conf. No.: 1099
Title: AGENTS FOR RELIEVING CARBONYL STRESS

Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

TERMINAL DISCLAIMER

Sir:

The undersigned attorney of record for Petitioners, **Toshio Miyata** of Kanagawa, JAPAN; **Kiyoshi Kurokawa** of Tokyo, JAPAN; and **Tokai University Educational System**, of Tokyo, JAPAN, represents that Petitioners are the Owners of 100 percent interest in Application No. 10/089,789, filed August 19, 2002, entitled AGENTS FOR RELIEVING CARBONYL STRESS, as evidenced by the Assignment recorded in the United States Patent and Trademark Office on May 6, 2004, at Reel 014604, Frame 0472.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on <u>November 3, 2005</u> , in an envelope addressed to: Mail Stop: Amendment Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Cara Grifone (Name of Person Mailing Paper)	
 (Signature)	November 3, 2005 (Date)

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The evidentiary documents referred to herein have been reviewed by the undersigned and it is certified that to the best of the undersigned's knowledge and belief, title is in the Owners as set forth above.

Pursuant to 37 C.F.R. § 1.321(c), the undersigned, on behalf of Petitioners, **Toshio Miyata** of Kanagawa, JAPAN; **Kiyoshi Kurokawa** of Tokyo, JAPAN; and **Tokai University Educational System**, of Tokyo, JAPAN, disclaim the terminal part of any patent granted on the above-identified Application No. 10/089,789 that would extend beyond the expiration date of a patent granted on U.S. Patent Application No. 11/093,950. Petitioners hereby agree that any patent so granted on the above-identified application No. 10/089,789 shall be enforceable only for and during such period that said patent and a patent granted on U.S. Patent Application No. 11/093,950 are commonly owned, this Agreement to run with any patent granted on the above-identified application and to be binding upon the grantees, its successor or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and believe are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

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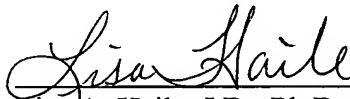
PATENT
Attorney Docket No.: **SHIM1130**

Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

A check in the amount of \$310.00 is enclosed to cover a Terminal Disclaimer fee (\$130.00) and an Information Disclosure Statement fee (\$180.00) believed due in connection with the filing of this paper. The Commissioner is hereby authorized to charge any other fees that may be required by this paper or credit any overpayment to Deposit Account No. 07-1896.

Respectfully submitted,

Date: November 3, 2005



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